

the non-certified applicator have a way to contact the certified applicator if there is a problem?

In addition some labeling requires physical/visual presence of a certified applicator. Whenever activities requiring physical/visual presence are being conducted, the certified applicator must be physically located on the premises or contiguous parcel. Whenever a certified applicator is supervising one non-certified handler, the certified applicator must maintain an “in line of sight” visual standard. In situations where there are two or more non-certified handlers, the certified applicator and the non-certified handlers being supervised must be able to contact each other directly, at all times, during the handling activities that require physically present supervision. The ability to have immediate voice communication via radio, cell phone or other device is required. This does not include text messaging, computer generated voice paging, voicemail or any other device that does not provide immediate and direct human-to-human communication.

If all persons handling the restricted material are certified applicators, check this requirement as “N/A”. If the pesticide(s) being handled are not federal or California restricted materials, check this requirement as “N/A”.

Exemptions: None.

8. Complies with Permit Conditions FAC § 12973

Scope: All applications of permitted restricted materials with conditions.

Is the handler using the pesticide in compliance with all permit conditions issued by the commissioner? Review the restricted materials permit to see that its conditions are met. Observe and record details of the application so that they can be compared to the permit conditions on record.

Review the most recent CAC permit conditions and check to make sure that the buffer zone(s), application rate, method, posting, and all other specific permit conditions are observed. Verify that labeling and permit buffer zones are in compliance. Observe workers’ activities in the surrounding area. Make sure no one is working within the buffer zone area.

Some counties require that telone and metam sodium applicators must receive specific training before handling these fumigants (review your county’s permit conditions).

Exemptions: None.

9. Labeling – Aeration/Reentry FAC § 12973

Scope: All registered fumigant uses.

Review the labeling to determine compliance with aeration and reentry requirements. Workers are not allowed to enter the treated area or buffer zones during aeration except as permitted in 3CCR § 6770(b), 6771, 6450.1 and 6450.2. Review the labeling for early entry requirements.

The installation of irrigation pipe during fumigation is not allowed by the labeling (or permit conditions). Fumigant labels prohibit entry by any person until 48 hours after the application. The only exceptions are for specific handling tasks identified on the labeling. The only tasks identified are those necessary to apply the fumigant and to remove the tarpaulin.

Exemptions: None.

10. Labeling – Site/Rate/Buffers/Other FAC § 12973

Scope: All registered pesticide uses.

Review the labeling to determine if the site is listed on the labeling, the rate is appropriate for the site, and information relating to equipment and other requirements. Review the labeling for other restrictions such as those pertaining to soil moisture condition and temperature (examples: metam sodium and telone).

Exemptions: See 3CCR § 6000 definition of conflict with labeling for exceptions.

11. Labeling – Personal Protective Equipment (PPE) FAC § 12973

Scope: All persons handling registered pesticides.

Review the labeling and determine what PPE is required. Both employees and employers are required to comply with PPE requirements specified on the labeling. Observe the employee handlers to see if they are wearing the labeling-required PPE such as eye protection. If the employee handlers are not wearing all required PPE, determine if it was provided. Is the PPE in good condition and well fitted? Address each piece of safety equipment separately.

Review the labeling and determine what PPE is prohibited. Verify that handlers are not wearing PPE, or other items prohibited by the labeling. **Methyl bromide labeling prohibits the use of gloves or boots, tight fitting clothing, rings and other jewelry.**

Failure of employers or property operators to wear safety equipment required by the labeling is a use in conflict and is a violation. Failure of an employee to wear safety equipment required by the labeling is a violation of FAC § 12973 and is a violation of 3CCR § 6738 and/or § 6739.

For methyl bromide fumigation, two (2) self-contained breathing apparatus (SCBA) units are required for emergency entry by the labeling. If two units are not available at the site, it is a violation.